

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUAN C. GONZALEZ, AN5095,

Petitioner,

v.

RAYMOND MADDEN, Warden,

Respondent.

Case No. [20-cv-09281-CRB](#) (PR)

ORDER OF TRANSFER

Petitioner seeks federal habeas review of a conviction from Merced County Superior Court, which lies within the venue of the Eastern District of California. See 28 U.S.C. § 84(b). Petitioner is incarcerated at Centinela State Prison in Imperial County, which lies within the venue of the Southern District of California. See id. § 84(d).


Venue is proper in a habeas action in either the district of confinement or the district of conviction, see 28 U.S.C. § 2241(d); however, petitions challenging a conviction preferably are heard in the district of conviction. See Habeas L.R. 2254-3(a); Dannenberg v. Ingle, 831 F. Supp. 767, 767 (N.D. Cal. 1993).

Because Merced County lies in the Eastern District of California, the court ORDERS that pursuant to 28 U.S.C. § 1404(a) and Habeas Local Rule 2254-3(b), and in the interest of justice, this petition be TRANSFERRED to the United States District Court for the Eastern District of California.

The clerk shall transfer this matter and terminate all pending motions as moot.

IT IS SO ORDERED.

Dated: January 26, 2021



CHARLES R. BREYER
United States District Judge